

IN THE UNITED STATES PATENT AND TRADEMARK OFFICECERTIFICATE UNDER 37 C.F.R. §§ 1.6(a)(4) & 1.8

I hereby certify that this correspondence is being transmitted electronically to the United States Patent and Trademark Office via the EFS-Web on the date shown below:

/ Michelle Ludwig /

May 7, 2008

\_\_\_\_\_  
Signature\_\_\_\_\_  
Date

In re application of: Baum et al.

)

Serial No.: 10/563,270

) Examiner: Kubelik

)

Filed: January 4, 2006

) Group Art Unit: 1638

371 Acceptance Date: May 2, 2006

)

) Conf. No. 4307

For: Insecticidal Proteins Secreted from  
Bacillus Thuringiensis and Uses Therefor

)

)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

This paper is filed in response to the Notice of Non-Compliant Amendment mailed by the USPTO on April 14, 2008 which indicated that the status identifiers of several claims provided with the amendments in Applicants' March 30, 2008 Reply to the Restriction Requirement were improper. Applicants herewith provide a revised set of claims, identical in every respect to those filed in the March 30, 2008 reply, except for the revisions to the status identifiers at claims 1, 5, 6, 7, 14, 16, 21, 22, 27, 28, 35 which now recite "Currently Amended" instead of reciting "Amended". It is believed that there is no fee required with this submission as the reply is mailed within the one-month provided by the Examiner in the above-referenced April 14, 2008 Notice. However, if the Office deems that a fee is associated with this submission, the Office is herewith authorized to deduct any such fees from Deposit Account 13-4125 of Assignee Monsanto Company. The modifications to the claims do not add new matter.